IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.2625 OF 2004

Pramod Subhanrao Jagtap ...Applicant

Versus

The State of Maharashtra ...Respondent

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Ms. Manisha Patil, Adv. for the applicant.

Shri. S.R. Shinde, A.P.P. for Respondent.

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CORAM: SMT. V.K. TAHILRAMANI, J.

DATED: 2ND NOVEMBER, 2004

P.C.:-

1. Heard the learned advocate for the applicant and the learned A.P.P. for the State.

2. The applicant is seeking bail in C.R. No. 38/2003 registered at Saswad police station.

3. It is the prosecution case that the applicant gave one knife blow to Vijay Paigude. The learned advocate for the applicant has submitted that looking to the facts of the case, the case would not fall under section 302 of I.P.C. and it would at the most fall under section 304-II of I.P.C. It is further submitted that the applicant is in

custody for more than a year and hence, he may be released on bail.

4. The learned A.P.P. states that in the circumstances bail may be granted if stringent conditions are imposed on the applicant. In this view of the matter, I am inclined to release the applicant on bail.

5. Applicant Pramod Subhanrao Jagtap to be released on bail in the sum of Rs.25,000/- with one or two sureties to make up the said amount. Applicant shall stay out of Saswad Taluka till the conclusion of trial. Before the applicant a released on bail, the I.O. shall be informed the address where the applicant will reside during the period that he is on bail. Applicant shall report to the nearest police station to the said address once in a week till the conclusion of trial. Applicant shall not tamper with the prosecution witnesses directly or indirectly.

6. Application is disposed of.